IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF VIRGINIA

Alexandria Division

PARK HOTELS & RESORTS, INC., et al.,

Plaintiffs

v.

SPINNAKER RESORTS, INC., et al.

Defendants.

Defendants.

ORDER

This matter comes before the Court on a Report and Recommendation from Magistrate

Judge Nachmanoff. The Report and Recommendation (Dkt. No. 34), dated February 3, 2017,

found that Plaintiffs Park Hotels & Resorts, Inc., Hilton Grand Vacations Company, LLC, and

Hilton International Holding, LLC (collectively, "Hilton") were entitled to a partial default

judgment in its favor. No objections have been filed, and Defendant has not made any

appearances in this case. Therefore, after reviewing the filings in this case, and finding good

cause to do so, the Court hereby APPROVES AND ADOPTS the Report and Recommendation

(Dkt. No. 34) in full.

Accordingly, Plaintiffs' request for declaratory and injunctive relief is hereby

GRANTED. Specifically, Defendant is ENJOINED from: (1) falsely representing that its

products, services, or business are affiliated with, sponsored by, approved by, authorized by, or

originating from Hilton; (2) using the Hilton name or marks or any other trademark imitation in

connection with its goods, products, or services not authorized by or originating from Hilton; (3)

making any false or misleading statements in promotional materials or telemarketing; and (4)

Case 1:16-cv-01217-LO-MSN Document 35 Filed 03/02/17 Page 2 of 2 PageID# 217

committing any deceptive, unlawful, or unfair acts with the intention of confusing consumers

that its services are Hilton's services or otherwise approved by or associated with Hilton. To

ensure compliance with this Order, Defendant is further ORDERED to: (1) within 60 days, file a

written report under oath regarding compliance with the Court's order; and (2) disclose and

destroy any confidential or proprietary information or data related to Hilton and its customers.

For the reasons stated in the Report and Recommendation, Plaintiffs' motion for

attorney's fees in the amount of \$6,301.90 is similarly GRANTED. Because Plaintiffs do not

specify a monetary amount for their claimed damages, Plaintiffs' request for any additional

award is **DENIED** in full.

It is **SO ORDERED**.

March , 2017

Alexandria, Virginia

Liam O'Grady

United States District Judge

2